



Senate

General Assembly

File No. 654

January Session, 2009

Substitute Senate Bill No. 1120

Senate, April 15, 2009

The Committee on Government Administration and Elections reported through SEN. SLOSSBERG of the 14th Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

AN ACT IMPOSING A MORATORIUM ON THE REBIDDING OF PURCHASE OF SERVICE CONTRACTS PERTAINING TO THE DELIVERY OF HEALTH AND HUMAN SERVICES BY OR ON BEHALF OF STATE AGENCIES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 Section 1. (*Effective from passage*) Notwithstanding the provisions of
- 2 section 4-70b of the general statutes and chapters 55a and 62 of the
- 3 general statutes, for the period from July 1, 2008, to July 1, 2010,
- 4 inclusive, the Secretary of the Office of Policy and Management shall
- 5 waive all competitive procurement requirements applicable to
- 6 purchase of service contracts, as defined in subsection (d) of section 4-
- 7 70b of the general statutes, except as otherwise provided in this
- 8 section. Such waiver of competitive procurement requirements shall
- 9 suspend any current state rebidding of a purchase of service
- 10 agreement that commenced on or after July 1, 2008, unless a purchase
- 11 of service contract is being rebid because: (1) A private provider of
- 12 human services has opted to cease providing such services on behalf of

13 the state; or (2) the state has terminated, for good cause shown, its
14 relationship with a private provider of human services. Such waiver of
15 competitive procurement requirements shall not apply to an initial
16 purchase of service contract for direct health and human services.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

PH *Joint Favorable Subst. C/R*

GAE

GAE *Joint Favorable*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 09 \$	FY 10 \$
Various State Agencies	GF - Indeterminate	Indeterminate	Indeterminate

Note: GF=General Fund

Municipal Impact: None

Explanation

The bill places a temporary moratorium on the rebidding of contracts between various state agencies and private providers of health and human services. It is assumed that this moratorium would apply to: (1) Any contracts currently out to bid, provided bidding was initiated on or after July 1, 2008; and (2) any such contracts to be rebid on or before June 30, 2010.

The extent to which any affected state agency would incur a savings or cost through the bill's suspension of rebidding for purchase of service agreement with private providers is uncertain. Potential administrative savings may result to agencies not having to devote resources to the service contract re-bidding process. However, any savings may be offset by efficiencies lost by the agencies due to the inability to re-procure for service contracts.

The Out Years

There is no fiscal impact in the out years as the bill only runs through June 30, 2010.

Sources: 3/16/09 Public Hearing Testimony

OLR Bill Analysis

sSB 1120

***AN ACT IMPOSING A MORATORIUM ON THE REBIDDING OF
PURCHASE OF SERVICE CONTRACTS PERTAINING TO THE
DELIVERY OF HEALTH AND HUMAN SERVICES BY OR ON
BEHALF OF STATE AGENCIES.***

SUMMARY:

The Office of Legislative Research does not analyze Special Acts.

COMMITTEE ACTION

Public Health Committee

Joint Favorable Substitute Change of Reference

Yea 22 Nay 8 (03/20/2009)

Government Administration and Elections Committee

Joint Favorable

Yea 11 Nay 3 (03/27/2009)